



Douglas J. MacGinnitie  
Commissioner

State of Georgia  
**Department of Revenue**

Frank O'Connell  
Director

Suite 15300  
1800 Century Boulevard  
Atlanta, Georgia 30345  
(404) 417-2100

**NOTICE**

**(Notice LGSD 2011-5)**

**RE: Amendment and Adoption of Rules of the Department of Revenue, Local Government Services Division:**

**TO ALL INTERESTED PERSONS AND PARTIES:**

In compliance with O.C.G.A. § 50-13-4, the Georgia Department of Revenue gives notice that it is adopting a new chapter, Chapters 560-11-14, and Rules and Regulations under said Chapter for of the State of Georgia by proposing to:

I. Adopt the following new Chapter and Regulations:

Chapter 560-11-14, entitled "Unclaimed Property"

- 560-11-14-.01, entitled "Delivery of Property From Abandoned Safe-Deposit Boxes"
- 560-11-14-.02, entitled "Sale of Unclaimed Property"
- 560-11-14-.03, entitled "Cataloging Unclaimed Property"

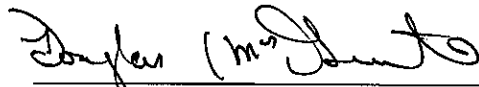
Attached with this notice are exact copies and synopses of the proposed adoption of a new Chapter and Rules. The Chapter and Rules are being adopted under the authority of O.C.G.A. § 48-2-12.

The Department of Revenue shall consider the proposed adoption of the above-referenced Chapter and Rules at 10:00 a.m., on Tuesday August 2<sup>nd</sup>, 2011 in Suite 15200 of the Department's headquarters at 1800 Century Blvd. NE, Atlanta, GA 30345-3205.

The Department must receive all comments regarding the proposed adoption of the above-referenced Chapter and Rules from interested persons no later than 10:00 a.m. on Tuesday August 2<sup>nd</sup>, 2011. Written comments must be sent to: Commissioner, Georgia Department of Revenue, 1800 Century Blvd. NE, Suite

15300, Atlanta, GA 30345-3205. Electronic comments must be sent to [regcomments@dor.ga.gov](mailto:regcomments@dor.ga.gov). Facsimile comments must be sent to (404) 417-6651. **Please reference "Notice Number LGSD 2011-5" on all comments.**

Dated: June 27, 2011



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Douglas J. MacGinnitie  
Commissioner, Department of Revenue



**State of Georgia**  
**Department of Revenue**  
**Administrative Division – Tax Law & Policy Section**

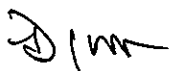
**Memorandum**

**To:** Commissioner Douglas J. MacGinnitie  
**From:** Tim Mitchell  
**CC:** Mack Chandler, Frank O'Connell, Vicki Lambert  
**Date:** June 15, 2011  
**Adopt:** Chapter 560-11-14, entitled "Unclaimed Property"

- 560-11-14-.01, entitled "Delivery of Property From Abandoned Safe-Deposit Boxes"
- 560-11-14-.02, entitled "Sale of Unclaimed Property"
- 560-11-14-.03, entitled "Cataloging Unclaimed Property"

**Reason for Proposed Rules:** These Rules are needed in order to clarify the Title 44 relating to Unclaimed Property.

**Promulgation deadlines, if applicable:** It is requested that the Notice Page be signed no later than June 25, 2011.

Approved: 

Disapproved: \_\_\_\_\_

Approved with Comment: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SYNOPSIS**

**RULES  
OF  
DEPARTMENT OF REVENUE  
LOCAL GOVERNMENT SERVICES DIVISION**

**CHAPTER 560-11-14  
UNCLAIMED PROPERTY**

**560-11-14 – Unclaimed Property**

- This new Chapter is being adopted.
- This Chapter is needed for Unclaimed Property.

**SYNOPSIS**

**RULES  
OF  
DEPARTMENT OF REVENUE  
LOCAL GOVERNMENT SERVICES DIVISION**

**CHAPTER 560-11-14  
UNCLAIMED PROPERTY**

**560-11-14-.01 – Delivery of Property From Abandoned Safe-Deposit Boxes**

- This Rule is being adopted.
- This adoption is needed to explain what a lessor should do with the contents of abandoned safe-deposit boxes.

RULES  
OF  
DEPARTMENT OF REVENUE  
LOCAL GOVERNMENT SERVICES DIVISION

CHAPTER 560-11-14  
UNCLAIMED PROPERTY

**560-11-14.01 Delivery of Property From Abandoned  
Safe-Deposit Boxes.**

If any illegal substances, contraband, and/or hazardous materials are found by a lessor of an abandoned safe-deposit box, then the lessor must deliver the contents to the appropriate authorities in accordance with Georgia laws.

Authority: O.C.G.A. § 44-12-209.

**SYNOPSIS**

**RULES  
OF  
DEPARTMENT OF REVENUE  
LOCAL GOVERNMENT SERVICES DIVISION**

**CHAPTER 560-11-14  
UNCLAIMED PROPERTY**

**560-11-14-.02 – Sale of Unclaimed Property**

- This Rule is being adopted.
- This adoption is needed in order to allow for the sale of unclaimed property via an internet auction sites.

RULES  
OF  
DEPARTMENT OF REVENUE  
LOCAL GOVERNMENT SERVICES DIVISION

CHAPTER 560-11-14  
UNCLAIMED PROPERTY

**560-11-14-.02 Sale of Unclaimed Property.**

The Revenue Commissioner may use internet auction sites to sell unclaimed property. The auctions shall be held in accordance with O.C.G.A. § 44-12-217.

Authority: O.C.G.A. § 44-12-217.



**SYNOPSIS**

**RULES  
OF  
DEPARTMENT OF REVENUE  
LOCAL GOVERNMENT SERVICES DIVISION**

**CHAPTER 560-11-14  
UNCLAIMED PROPERTY**

**560-11-14-.03 – Cataloging Unclaimed Property**

- This Rule is being adopted.
- This adoption is needed in order to allow for the cataloging of sold unclaimed property via an internet auction sites.

RULES  
OF  
DEPARTMENT OF REVENUE  
LOCAL GOVERNMENT SERVICES DIVISION

CHAPTER 560-11-14  
UNCLAIMED PROPERTY

**560-11-14-.03 Cataloging Unclaimed Property.**

Before the Department sells any unclaimed property, the Department shall catalog the unclaimed property by taking a digital picture or electronic image and provide a general description. A catalog of all unclaimed property delivered to the State and later sold shall be maintained by the Department.

Authority: O.C.G.A. §§ 44-12-193, 44-12-194, and 44-12-217.